

1 **STATE OF GEORGIA**
2 **COUNTY OF FULTON**
3 **CITY OF SOUTH FULTON**
4
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6 **RESOLUTION NO. 2018-049**
7

8 **A RESOLUTION ESTABLISHING THE AD VALOREM TAX RATE OF THE CITY OF**
9 **SOUTH FULTON FOR FISCAL YEAR 2019 AND FOR OTHER LAWFUL PURPOSES.**
10

11 **WHEREAS**, the City of South Fulton ("City") is a municipal corporation duly
12 organized and existing under the laws of the State of Georgia and is charged with
13 providing public services to local residents;

14 **WHEREAS**, the duly elected governing authority of the City is the Mayor and
15 Council thereof ("City Council");
16

17 **WHEREAS**, the City is charged with operating and maintaining City Government
18 and pursuant to Section 1.12(b)(40) of the Charter of the City to provide for the
19 assessment of ad valorem property taxes on all real and personal property subject to ad
20 valorem taxation;

21 **WHEREAS**, the City wishes to levy a millage rate for purposes of financing, in
22 whole or in part, the City's expenses for the Fiscal Year 2019;
23

24 **WHEREAS**, Chapter 5 of Title 48 of the Official Code of Georgia Annotated
25 authorizes municipalities to impose ad valorem taxes on property;
26

27 **WHEREAS**, the City's anticipated millage rate will not result in a tax increase;
28

29 **WHEREAS**, pursuant to O.C.G.A. § 48-5-32 and Ga. Comp. R. & Regs. 560-11-
30 2-.58, the City has properly given notice a week prior to the establishment of the millage
31 rate; and
32

33 **WHEREAS**, the City Council has determined that it is in the best interest of, and
34 necessary to meet the expenses and obligations of, the City to set a levy in the amount
35 of **11.579 mills** on each \$1,000.00 of taxable value for all property subject to ad
36 valorem taxation by the City.
37

38 **NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the**
39 **City as follows:**
40

41 **Section 1:**

- 42 1. **Establishment of the Millage Rate for FY2019.** The ad valorem tax at the rate
43 for the City for the 2019 Fiscal Year on property subject to ad valorem taxation by
44 the City, is hereby fixed at **11.579** mills on each \$1,000 of taxable value or any
45 part thereof of the value of all real and personal property which under the Laws of
46 this State is subject to taxation within the corporate limits of the City for this
47 purpose. Said millage rate is hereby levied for general government purposes.
48
49 2. **Tax Commissioner to Collect.** The Tax Commissioner of Fulton County or
50 other designated tax collector is hereby authorized to bill and collect ad valorem
51 taxes for the City for Fiscal Year 2019 based on the millage rate set herein and to
52 take, on behalf of the City, such actions authorized by the approved contract with
53 the Tax Commissioner and Georgia law as may be necessary for this process.
54
55 3. **Establishment of Rollback Rate.** The City Manager is hereby authorized to
56 execute the Millage Rate Rollback Calculation Worksheet based upon the
57 millage rate hereby adopted by the Mayor and City Council and submit the same
58 to the Tax Commissioner of Fulton County.
59

60 *****

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62 **Section 2.** It is hereby declared to be the intention of the City Council that:

63 (a) All sections, paragraphs, sentences, clauses and phrases of this Resolution
64 are, or were, upon their enactment, believed by the City Council to be fully valid,
65 enforceable and constitutional.

66 (b) To the greatest extent allowed by law, each and every section, paragraph,
67 sentence, clause or phrase of this Resolution is severable from every other section,
68 paragraph, sentence, clause or phrase of this Resolution. No section, paragraph,
69 sentence, clause or phrase of this Resolution is mutually dependent upon any other
70 section, paragraph, sentence, clause or phrase of this Resolution.

71 (c) In the event that any phrase, clause, sentence, paragraph or section of this
72 Resolution shall, for any reason whatsoever, be declared invalid, unconstitutional or
73 otherwise unenforceable by the valid judgment or decree of any court of competent
74 jurisdiction, it is the express intent of the City Council that such invalidity,
75 unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not
76 render invalid, unconstitutional or otherwise unenforceable any of the remaining
77 phrases, clauses, sentences, paragraphs or sections of the Resolution.

78 **Section 3.** All Resolutions and parts of Resolutions in conflict herewith are
79 hereby expressly repealed.

80 **Section 4.** The effective date of this Resolution shall be the date of adoption
81 unless provided otherwise by the City Charter or state and/or federal law.
82

The foregoing RESOLUTION No. **2018-049**, adopted on **August 7, 2018** was offered by Councilmember **Willis**, who moved its approval. The motion was seconded by Councilmember **khalid**, and being put to a vote, the result was as follows:

| | AYE | NAY |
|-------------------------------|-------------------------------------|-------------------------------------|
| William "Bill" Edwards, Mayor | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Mark Baker, Mayor Pro Tem | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Catherine Foster Rowell | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Carmalitha Lizandra Gumbs | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Helen Zenobia Willis | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Gertrude Naeema Gilyard | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Rosie Jackson | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| khalid kamau | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

102 THIS RESOLUTION so adopted this 7th day of August 2018. CITY OF SOUTH
103 FULTON, GEORGIA.
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109 WILLIAM "BILL" EDWARDS, MAYOR
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115 ATTEST:

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118
119 MARK MASSEY, CITY CLERK
120



121
122 ITEM# Res 2018-049 DATE 8 / 7 / 2018
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124
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127 APPROVED AS TO FORM:

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131 EMILIA C. WALKER, CITY ATTORNEY
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